

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

CURTIS BUTLER,

Plaintiff,

v.

CAROLYN W. COLVIN,
Commissioner of Social Security,

Defendant.

No. 1:15-CV-3037-JTR

ORDER GRANTING STIPULATED
MOTION FOR REMAND
PURSUANT TO SENTENCE FOUR
OF 42 U.S.C. § 405(g)

BEFORE THE COURT is the parties' stipulated motion to remand the above-captioned matter to the Commissioner for additional administrative proceedings pursuant to sentence four of 42 U.S.C. § 405(g). ECF No. 21. Attorney D. James Tree represents Plaintiff; Special Assistant United States Attorney Daphne Banay represents Defendant. The parties have consented to proceed before a magistrate judge. ECF No. 20. After considering the file and proposed order, **IT IS ORDERED:**

1. The parties' Stipulated Motion For Remand, **ECF No. 21**, is **GRANTED**. The above-captioned case is **REVERSED** and **REMANDED** to the Commissioner of Social Security for further administrative proceedings pursuant to sentence four of 42 U.S.C. § 405(g).

On remand, the administrative law judge (ALJ) shall: (1) reevaluate the medical opinions of record, including the opinion of Dr. Pellicer, Tr. 303-304, and articulate what weight is given to each medical source; (2) reevaluate Plaintiff's residual functional capacity, particularly his manipulative limitations; (3) reassess

1 steps four and five of the sequential evaluation process with the assistance of a
2 vocational expert, if necessary; and (4) resolve any conflicts between the
3 vocational expert testimony and the Dictionary of Occupational Titles (DOT),
4 consistent with Social Security Ruling 00-4p. The ALJ will take any other actions
5 necessary to develop the record, and Plaintiff may submit additional evidence and
6 present additional argument to the ALJ on remand.

7 2. **Judgment shall be entered for PLAINTIFF.**

8 3. Plaintiff's Motion for Summary Judgment, **ECF No. 16**, is
9 **STRICKEN AS MOOT.**

10 4. An application for attorney fees may be filed by separate motion.

11 The District Court Executive is directed to enter this Order, forward copies
12 to counsel, and **CLOSE THE FILE.**

13 DATED November 16, 2015.



A handwritten signature in black ink, appearing to read "JR", is written over a horizontal line.

JOHN T. RODGERS
UNITED STATES MAGISTRATE JUDGE